SENATE JOURNAL TWENTY-FOURTH DAY

MORNING SESSION

The Senate was called to order at 10:10 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.

Prayer - Sister Jody Gardner, Stake Relief Society President, Little Cottonwood LDS Stake.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 6)

DAILY SENATE JOURNAL

Mr. President:

February 11, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the twenty-third day and find it correct with minor amendments noted on the final copy.

Nathan Tanner Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 10, 1998

The Speaker of the House has appointed a Conference Committee consisting of Rep. A. Bradshaw, Rep. M. Stephens, and Rep. S. Barth to meet with a like committee from the Senate to consider or amend **H.B. 57**, ACUPUNCTURE PRACTICE AMENDMENTS, by Representative A. Bradshaw.

Carole E. Peterson, Chief Clerk

Communication filed.

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Mr. President:

February 10, 1998

The House passed, as amended, **H.B. 81**, MOTIONS TO VACATE EX PARTE PROTECTIVE ORDERS, by Representative P. Larson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 99, SENTENCING CREDIT FOR GOOD BEHAVIOR, by Representative K. Bryson, and it is transmitted for consideration: and

The House passed H.B. 112, UNDERGROUND STORAGE TANK ASSURANCE AMENDMENTS, by Representative B. Wright, and it is transmitted for consideration: and

The House passed H.B. 113, UNDERGROUND STORAGE TANK PROGRAM AMENDMENTS, by Representative B. Wright, and it is transmitted for consideration; and

The House passed H.B. 236, FUNDING FOR CLEANUP OF UDOT DUMPSITE, by Representative D. Zolman, and it is transmitted for consideration; and

The House passed **H.B. 290**, ENGINEER LICENSE AMENDMENTS, by Representative M. Dillree, and it is transmitted for consideration.

Carole E. Peterson. Chief Clerk

Communications filed. H.B. 81, H.B. 99, H.B. 112, H.B. 113, H.B. 236, and **H.B. 290** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President:

February 10, 1998

Day 24

The Transportation and Public Safety Committee reports a favorable recommendation on S.B. 141, HANDGUN PURCHASE REQUIREMENTS, by Senator M. Waddoups, with the following amendments:

1. Page 1, Line 5:

After "CODE:" insert "MODIFYING DEFINITION AND PROCEDURES REGARDING STATE WARRANT SYSTEM;"

2. Page 1, Line 10:

After line 10 insert:

"53-5-209, as last amended by Chapters 17, 82, and 234, Laws of Utah 1993

3. Page 1, Line 13:

After line 13 insert:

"Section 1. Section 53–5–209 is amended to read:

53-5-209. Definition -- Magistrates and court clerks to supply information -- Offenses included on statewide warrant system --

Transportation fee to be included — Statewide warrant system responsibility — Quality control — Training — Technical support — Transaction costs.

- (1) "Statewide warrant system" means the portion of the state court computer system [containing] "that is accessible by modem from the state mainframe computer and contains:
- (a) records of criminal warrant information [that is accessed]; and (b) after notice and hearing, records of protective orders issued pursuant to:
- (i) Title 30, Chapter 6, Cohabitant Abuse Act; or
- (ii) Title 77, Chapter 36, Cohabitant Abuse Procedures Act [by modem from the state mainframe computer].
- (2) Every magistrate or clerk of a court responsible for court records in this state shall furnish the division with $\underline{information}$ $\underline{pertaining\ to:}$
- (a) [information pertaining to] all dispositions of criminal matters, including guilty pleas, convictions, dismissals, acquittals, pleas held in abeyance, or probations granted, within 30 days of the disposition and on forms and in the manner provided by the division; [and]
- (b) [information pertaining to] the issuance, recall, cancellation, or modification of all warrants of arrest or commitment as described in Rule 6, Utah Rules of Criminal Procedure and Section 78–32–4, within one day of the action and in a manner provided by the division; and
 - (c) protective orders issued after notice and hearing, pursuant to:
 - (i) Title 30, Chapter 6, Cohabitant Abuse Act; or
 - (ii) Title 77, Chapter 36, Cohabitant Abuse Procedures Act.
- (3) (a) (i) The division [will] shall include on the statewide warrant system all warrants issued for felony offenses and class A, B, and C misdemeanor offenses in the state.
- (ii) For each offense the division shall indicate whether the magistrate ordered under Section 77–7–5 and Rule 6, Utah Rules of Criminal Procedure, that the accused appear in court.
- (b) Infractions [will] may not be included on the statewide warrant system, including any subsequent failure to appear warrants issued on an infraction.
- (4) The division is the agency responsible for the statewide warrant system and shall:
- (a) ensure quality control of all warrants of arrest or commitment and protective orders contained in the statewide warrant system by

conducting regular validation checks with every clerk of a court responsible for entering [warrant] the information on the system;

- (b) upon the expiration of the protective orders and in the manner prescribed by the division, purge information regarding protective orders described in Subsection (2)(c) within 30 days of the time after expiration;
- [(b)] (c) establish system procedures and provide training to all criminal justice agencies having access to [warrant] information contained on the state warrant system;
- [(c)] <u>(d)</u> provide technical support, program development, and systems maintenance for the operation of the system; and
- [(d)] (e) pay data processing and transaction costs for state, county, and city law enforcement agencies and criminal justice agencies having access to [warrant] information contained on the state warrant system.
- (5) (a) Any data processing or transaction costs not funded by legislative appropriation shall be paid on a pro rata basis by all agencies using the system during the fiscal year.
- (b) This subsection supersedes any conflicting provision in Subsection $(4)[\frac{(d)}{(e)}]$.

Renumber remaining sections accordingly; and

The Transportation and Public Safety Committee reports a favorable recommendation on H.B. 18, COMPUTERS FOR HIGHWAY PATROL, by Representative G. Adair.

Al Mansell. Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 141** and **H.B. 18** were placed on Second Reading Calendar.

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Mr. President:

February 10, 1998

Day 24

The Energy, Natural Resources, and Agriculture Committee recommends **H.B. 45**, WILDLIFE LICENSE FEES, by Representative M. Styler, be replaced and favorably recommends **1st Sub. H.B. 45**, WILDLIFE LICENSE FEES; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 74**, AGRICULTURAL PROTECTION AREAS, by Representative E. Anderson; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 281**, PROOF OF APPROPRIATION REQUIREMENTS, by Representative M. Styler.

Alarik Myrin, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. H.B. 45, H.B. 74**, and **H.B. 281** were placed on Second Reading Calendar.

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Mr. President:

February 10, 1998

The Revenue and Taxation Committee recommends **S.B. 31**, SALES TAX ON FOOD AMENDMENTS, by Senator S. Howell, et al, be replaced and favorably recommends **1st Sub. S.B. 31**, SALES TAX ON FOOD AMENDMENTS; and

The Revenue and Taxation Committee recommends **S.B. 80**, RECODIFICATION OF SPECIAL DISTRICTS, by Senator R. Evans, be replaced and favorably recommends **1st Sub. S.B. 80**, RECODIFICATION OF SPECIAL DISTRICTS; and

The Revenue and Taxation Committee recommends **S.B. 151**, PROPERTY TAX EXEMPTION FOR VETERANS, by Senator C. Peterson, be replaced and favorably recommends **2nd Sub. S.B. 151**, PROPERTY TAX EXEMPTION FOR DISABLED VETERANS.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. S.B. 31, Sub. S.B. 80**, and **2nd Sub. S.B. 151** were placed on Second Reading Calendar.

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Mr. President:

February 10, 1998

The Judiciary Committee reports a favorable recommendation on **S.B. 65**, EXPUNGEMENT OF CRIMINAL RECORD AMENDMENTS, by Senator P. Suazo; and

The Judiciary Committee reports a favorable recommendation on **S.B. 68**, JUDICIARY AMENDMENTS, by Senator L. Hillyard; and

The Judiciary Committee reports a favorable recommendation on **H.B. 72**, UNLAWFUL SEXUAL ACTIVITY WITH A MINOR, by Representative G. Curtis; and

The Judiciary Committee reports a favorable recommendation on **H.B. 249**, CLARIFICATION ON PROBATION LIMITATIONS, by Representative G. Curtis, and recommends it be considered read for the second time and placed on the Consent Calendar.

Craig L. Taylor, Chair

On motion of Senator Holmgren, the committee reports were adopted. S.B. **65, S.B. 68**, and **H.B. 72** were placed on Second Reading Calendar.

H.B. 249 was read the second time and placed on Consent Calendar.

NOTIFICATION OF BILL RETURNED TO THE SECRETARY OF THE SENATE

Mr. President:

February 10, 1998

Day 24

The Judiciary Committee has returned S.B. 126, PROVISION FOR JUVENILE JUDGE, by Senator M. Dmitrich, to the Secretary of the Senate.

Craig L. Taylor, Chair

S.B. 126 was returned to the Secretary of the Senate.

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On motion of Senator Blackham, S.B. 205 was lifted from the State and Local Affairs Standing Committee and referred to the Energy and Natural Resources Standing Committee.

CONSENT CALENDAR

H.B. 49. EMERGENCY SERVICES AMENDMENTS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie	·	-

Absent or not voting were: Senators

Blackham Mantes Stephenson

H.B. 49 was transmitted to the House.

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H.B. 252, WATER QUALITY ACT AMENDMENTS, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator

Mantes

 $\pmb{\text{H.B. 252}}$ was signed by the President of the Senate in open session and returned to the House.

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S.B. 43, GOVERNMENTAL IMMUNITY – NOTICE OF CLAIM, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator

Mantes

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S.B. 43 was transmitted to the House.

THIRD READING CALENDAR

S.B. 134, SOIL CONSERVATION SPECIAL LICENSE PLATE, was read the third time.

On motion of Senator Myrin, the bill was amended as follows:

- 1. Page 6, Line 16: After "(a)" insert "(i)"
- 2. Page 6, Line 17:

After "plates" insert "if soil conservation districts provide a one-time contribution of at least \$9,000 to the division to cover startup materials and programming costs" and after line 17 insert:

"(ii) The contribution described in Subsection (14)(a)(i) may be from any private funds available to soil conservation districts."

Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Hull	Jones	Mayne	Montgomery
Muhlestein	Myrin	Nielson	Poulton
Steele	Stephenson	Suazo	Waddoups
Beattie	•		•

Voting in the negative were: Senators

Hillyard	Howell	Mansell	McAllister
C. Peterson	M. Peterson	Steiner	Tanner
Taylor	Wharton		

Absent or not voting were: Senators

Blackham Mantes

S.B. 134 was transmitted to the House.

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S.B. 215, LICENSE PLATES FOR CHILDREN'S ISSUES, was read the third time, explained by Senator Suazo, and failed to pass on the following roll call:

Yeas, 13; Nays, 12; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Mayne	Montgomery
Muhlestein	Myrin	Poulton	Stephenson
Suazo	·		-

Voting in the negative were: Senators

Jones	Mansell	McAllister	Nielson
C. Peterson	M. Peterson	Steele	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham Hillyard Mantes Steiner

S.B. 215 was filed

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Sub. S.B. 90, ASSAULTING A PEACE OFFICER, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Posttio	ž	•

Wharton Beattie

Absent or not voting were: Senators

Blackham Hillyard Mantes

Sub. S.B. 90 was transmitted to the House.

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S.B. 42, OCCUPATIONAL AND PROFESSIONAL LICENSURE SUNRISE TASK FORCE, was read the third time. On motion of Senator Mansell, the bill was circled.

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Sub. S.B. 28, MASSAGE PRACTICE ACT AMENDMENTS, was read the third time. On motion of Senator Evans, the bill was circled.

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S.B. 137, DISASTER SERVICE VOLUNTEER LEAVE ACT, was read the third time. On motion of Senator C. Peterson, the bill was circled.

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S.B. 140, EXTENDING RENEWAL OF CONCEALED FIREARM PERMITS, was read the third time. On motion of Senator Waddoups, the bill was circled.

SECOND READING CALENDAR

H.B. 8, STATE TREASURER AMENDMENTS, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	v

Absent or not voting were: Senators

Mayne Steiner

THIRD READING CALENDAR

On motion of Senator Evans, the circle was removed from **Sub. S.B. 28**, MASSAGE PRACTICE ACT AMENDMENTS, and it was before the Senate.

On motion of Senator Evans, the bill was amended as follows:

1. Page 6, Line 6 (goldenrod 2–10–98): Delete "and"

2. Page 6, Line 6b (goldenrod 2–10–98): Delete the period and insert:

"; and

(l) persons performing gratuitous massage."

Senator Evans explained the bill. On motion of Senator Evans, the bill was circled.

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On motion of Senator Poulton, the circle was removed from **S.B. 137**, DISASTER SERVICE VOLUNTEER LEAVE ACT, and it was before the Senate. Senator Poulton explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator

Mayne

S.B. 137 was transmitted to the House.

SECOND READING CALENDAR

H.B. 196, RETIREMENT OFFICE AMENDMENTS, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	-

Absent or not voting were: Senators

Dmitrich Mayne

THIRD READING CALENDAR

On motion of Senator Mansell, the circle was removed from **S.B. 42**, OCCUPATIONAL AND PROFESSIONAL LICENSURE SUNRISE TASK FORCE, and it was before the Senate. Senator Mansell explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Roattio	· ·	-	

Beattie

S.B. 42 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Dmitrich, the circle was removed from **H.B. 217**, EDGE OF THE CEDARS STATE PARK ACCESS ROAD, and it was before the Senate. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

U			
Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Taylor
Waddoups	Wharton	Beattie	-

Absent or not voting were: Senators

Montgomery Tanner

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On motion of Senator Howell, the circle was removed from **H.B. 60**, COMPENSATION FOR PUBLIC SAFETY DISPATCHERS, and it was before the Senate. Senator Howell explained the bill. Senators C. Peterson and Hull commented. Senator Hull declared a conflict of interest. The bill passed on the following roll call:

Yeas, 28; Nays, 1; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Voting in the negative was: Senator

Beattie

On motion of Senator McAllister ${\bf H.B.~60}$ was placed on Third Reading Table.

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H.J.R. 6, RESOLUTION AMENDING NOTICE FOR SPECIAL SESSIONS, was read the second time. On motion of Senator Blackham, the bill was circled.

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On motion of Senator Howell, the circle was removed from **H.J.R. 9**, RESOLUTION ENCOURAGING SCHOOL BREAK FOR 2002 OLYMPICS, and it was before the Senate. Senator Howell explained the bill. Senator Jones commented. The bill passed on the following roll call:

Yeas, 22; Nays, 3; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery

Myrin Nielson C. Peterson Poulton Steiner Suazo Tanner Waddoups

Wharton Beattie

Voting in the negative were: Senators

Muhlestein Stephenson Taylor

Absent or not voting were: Senators

Buhler Mayne M. Peterson Steele

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On motion of Senator Blackham, the circle was removed from **H.J.R. 6**, RESOLUTION AMENDING NOTICE FOR SPECIAL SESSIONS, and it was before the Senate. Senator Blackham explained the bill. Senator Steiner commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	·

Absent or not voting were: Senators

Mayne Poulton

On motion of Senator McAllister, **H.J.R. 6** was placed on Third Reading Table.

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On motion of Senator Holmgren, the Senate voted to lift **Sub. S.B. 24** to the top of the Third Reading Calendar.

RECONSIDERATION OF SUB. S.B. 24

Sub. S.B. 24, SNOWMOBILE SPECIAL LICENSE PLATES, was before the Senate upon its reconsideration.

Senator Holmgren moved the following amendments:

1. Page 6, Line 18: After "(a)" insert "(i)"

2. Page 6, Line 19:

After "plates" insert "if the Division of Parks and Recreation provides a one-time contribution of at least \$9,000 to the division to cover startup materials and programming costs" and after line 19 insert: "(ii) The contribution described in Subsection (14)(a)(i) shall be from

"(ii) The contribution described in Subsection (14)(a)(i) shall be from private funds not normally available to the Division of Parks and Recreation."

Senators Tanner and Holmgren commented. The amendment passed on a voice vote.

The bill passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Steele	Stephenson	Suazo	Waddoups
Wharton	•		•

Voting in the negative were: Senators

Blackham	Hillyard	Jones	Mantes
McAllister	M. Peterson	Steiner	Tanner
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Taylor Beattie

Absent or not voting were: Senators

Mansell Poulton

Sub. S.B. 24 was transmitted to the House.

SECOND READING CALENDAR

H.B. 253, VEHICLE SAFETY INSPECTION CERTIFICATE AMENDMENTS, was read the second time. Senator Hull explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Roattio	· ·	-	

Beattie

Absent or not voting were: Senators

Blackham Mansell C. Peterson Poulton

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On motion of Senator Taylor, the circle was removed from **H.B. 10**, DRIVING UNDER THE INFLUENCE – CONDITIONAL LICENSING, and it was before the Senate. Senator Taylor explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Howell	Hull	Jones
Mantes	McAllister	Montgomery	Muhlestein
Myrin	Nielson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Roattio	· ·	•	

Beattie

Absent or not voting were: Senators

Holmgren Mansell Mayne C. Peterson

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H.B. 176, EMERGENCY INJECTION FOR ANAPHYLACTIC REACTION, was read the second time. Senator Tanner explained the bill. Senators Montgomery and C. Peterson commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones

Mayne McAllister Montgomery Muhlestein Myrin C. Peterson Nielson M. Peterson Steele Steiner Stephenson Suazo Tanner **Taylor** Wharton **Beattie**

Absent or not voting were: Senators

Hillyard Mansell Mantes Poulton

Waddoups

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H.B. 47, APPROPRIATION FOR ENGLISH AS SECOND LANGUAGE ADULT EDUCATION CLASSES, was read the second time. Senator Muhlestein explained the bill. Senators Suazo and Jones commented. Senator Jones declared a conflict of interest. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Holmgren	Howell
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Wharton	Beattie		v

Absent or not voting were: Senators

Dmitrich Evans Hillyard Hull Mansell Myrin Waddoups

On motion of Senator McAllister, **H.B. 47** was placed on Third Reading Table.

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On motion of Senator Blackham, **S.B. 153** was lifted from the Human Services Standing Committee and referred to the Health and Environment Standing Committee.

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On motion of Senator C. Peterson and at 11:50 a.m., the Senate adjourned until 10:00 a.m., Thursday, February 12, 1998.

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H.B. 4 — STATEWIDE IMPLEMENTATION OF FOSTER CARE CITIZEN REVIEW BOARDS (<i>N. Stephens</i>) Read for the first time and referred to the President of the Senate
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H.B. 6 PRIVATE INVESTIGATOR REGULATION (S. Koehn) Read for the first time and referred to the President of the Senate. 166 Assigned to standing committee 206 Placed on calendar 393 Read the second time 455 Read the third time 500 Signed by the President and returned to the House 501
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Sub. H.B. 14 MOTOR VEHICLE SAFETY INSPECTION (W. Harper) Read for the first time and referred to the President of the Senate
H.B. 15 WORKFORCE SERVICES AMENDMENTS (O. Carnahan) Read for the first time and referred to the President of the Senate
H.B. 16 FUNDING CLASSROOM SUPPLIES (R. Bigelow)Read for the first time and referred to the President of the Senate.136Assigned to standing committee1.77Placed on calendar259

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H.B. 18 CC	DMPUTERS FOR HIGHWAY PATROL (G. Adair) Read for the first time and referred to the President of the Senate
H.B. 19 DU	TIES OF WATER COMMISSIONERS (T. Hatch) Read for the first time and referred to the President of the Senate
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HIR RII	EGISLATIVE ELIGIBILITY RESOLUTION (P. Arent)	
	Read for the first time and referred to the President of the Senate	206
H.J.R. 9 R	ESOLUTION ENCOURAGING SCHOOL BREAK FOR 2002 OLYMPICS (G. C	
	Read for the first time and referred to the President of the Senate	
	Placed on calendar	
	Read the second time	
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H.J.R. 10 J	IOINT RULES RESOLUTION - AMENDMENTS TO PROCESSES (J. Hickman	1)
	Read for the first time and referred to the President of the Senate	.81
	Placed on calendar	
	Read the second time	
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H.J.R. 11 F	REHABILITATION OF WILDFIRE DAMAGED LANDS RESOLUTION (B.	
	Johnson) Read for the first time and referred to the President of the Senate	201
	Assigned to standing committee	
	Placed on calendar	54 3
	Amendments	543
S.B. 1 APP	ROPRIATION ACT (L. McAllister) Read for the first time and referred to the President of the Senate	297
S.B. 2 1998	B HIGHWAY FINANCING (L. Beattie) Read for the first time and referred to the President of the Senate	298
S.B. 3 — MIN	IMUM SCHOOL PROGRAM ACT AMENDMENT (R. Montgomery) Read for the first time and referred to the President of the Senate	298
S.B. 4 MEI	DICAL EXAMINER AUTHORITY (R. Montgomery)	
	Read for the first time and referred to the President of the Senate	.16
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	Read the second time	145
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	Circled	
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S.B. 5 JUD	ICIAL CUSTODY OF YOUTH TO HUMAN SERVICES (N. Tanner)	
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	Amendments	115
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	Read the third time	
S.B. 6 ENF	ORCEMENT AND PENALTIES OF UNINSURED MOTOR VEHICLE	
	VIOLATIONS (D. Steele) Read for the first time and referred to the President of the Senate	17
	Near for the this time and referred to the Flexident Of the Senate	/

	Assigned to standing committee	3.8
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	Other	D./
S.B. 7 SP.	ECIAL FUEL TAX CERTIFICATE REPEAL (D. Steele)	
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	Assigned to standing committee	
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5.B. 9 IN	COME TAX AMENDMENTS (H. Nielson) Read for the first time and referred to the President of the Senate	10
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S.B. 10 R	EGISTRY OF UNIDENTIFIED DECEASED PERSONS (H. Nielson)	
	Read for the first time and referred to the President of the Senate	18
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CD 44 T		. 103
S.B. 11 11	RANSPLANTS OF WILDLIFE (A. Myrin) Read for the first time and referred to the President of the Senate	10
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	Placed on calendar	აყ
	Read the third time	
	Transmitted to the House	
CD 10 M	IANAGEMENT PLANS OF WILDLIFE RESOURCES LAND (A. Myrin)	10
S.B. 12 IV	Read for the first time and referred to the President of the Senate	10
	Placed on calendar	
	Read the second time	
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CD 19 C	REATING A PUBLIC SCHOOL DISTRICT (M. Peterson)	
3.B. 13 C	REATING A PUBLIC SCHOOL DISTRICT (M. Peterson) Read for the first time and referred to the President of the Senate	10
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S.B. 15 STA	ATUTE OF LIMITATIONS ON PROSECUTING FOR BRIBERY (J. Hull) Read for the first time and referred to the President of the Senate
	Assigned to standing committee
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	Read the second time
	Read the third time
S.B. 16 TR	ANSFER OF AGRICULTURAL LAND WITHIN CITY (R. Muhlestein)
5.2. 10	Read for the first time and referred to the President of the Senate20
	Assigned to standing committee
	Amendments
	Read the second time
	Before the Senate
	Circled
	Transmitted to the House
C D 17 DD	
S.B. 17 PK	OPERTY TAX - EXTENDING RESIDENTIAL EXEMPTION (D. Buhler) Read for the first time and referred to the President of the Senate20
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	Placed on calendar
	Read the second time
	Read the third time
	Circled 348 Uncircled 550
	Referred to Secretary of the Senate for interim study
	Other
S.B. 18 PR	OHIBITING ALCOHOL IN SCHOOLS (L. McAllister) Read for the first time and referred to the President of the Senate
	Assigned to standing committee
	Placed on calendar
	Amendments
	Read the third time
	Transmitted to the House
	Signed by the President and transmitted to the Governor
S.B. 19 AII	R QUALITY BOARD POWERS (L. McAllister)
	Read for the first time and referred to the President of the Senate20
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	<u>Uncircled</u>
a = a = = =	Transmitted to the House
S.B. 20 PEI	NALTIES FOR SPEEDING IN CONSTRUCTION ZONES (D. Buhler) Read for the first time and referred to the President of the Senate20
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	Placed on calendar
	Amendments

	Read the third time			4(
	Transmitted to the House			
S.B. 21 AN	IMAL SHELTER PET STERILIZATION ACT (R. Steiner)			
	Read for the first time and referred to the President of the Senate.			
	Assigned to standing committee			
	Placed on calendar			
	Amendments			5
S.B. 22 UN:	SOLICITED LOAN REGULATION (R. Muhlestein)			
	Read for the first time and referred to the President of the Senate.			
	Assigned to standing committee			
S.B. 23 NEO	GLIGENT STORAGE OF LOADED FIREARM (R. Steiner)			
	Read for the first time and referred to the President of the Senate.			
	Assigned to standing committee			.3.
S.B. 24 SNO	OWMOBILE SPECIAL LICENSE PLATES (J. Holmgren)			
5.2. 5.1.	Read for the first time and referred to the President of the Senate.			
	Assigned to standing committee			
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	Read the third time			1
	Circled	199,	265,	5
	Uncircled	233, 265,	502,	6
	Transmitted to the House			6
	Reconsideration			6
	Failed			6.
S.B. 25 UN	IFORM ALLOWANCE FOR UTAH HIGHWAY PATROL (R. Ev.	ans)		
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	Assigned to standing committee			
	Placed on calendar			1
	Read the second time			
	Read the third time			1
	Transmitted to the House			1
S.B. 26 UTA	AH CHILD CARE LICENSING ACT REVISIONS (L. Blackham))		
	Read for the first time and referred to the President of the Senate			
	Assigned to standing committee			.1.
	Placed on calendar			
	Substituted			
	Read the second time			3
	Read the third time			4
	Transmitted to the House			4
S.B. 27 PHY	YSICIAN ASSISTANT PRACTICE ACT (L. Blackham)			
	Read for the first time and referred to the President of the Senate			
	Assigned to standing committee			
	Placed on calendar			
	Read the second time			1
	Read the third time			1
	Transmitted to the House			
	SSAGE PRACTICE ACT AMENDMENTS (R. Evans)			
20 MIA	Read for the first time and referred to the President of the Senate.			
	Assigned to standing committee			•
	Placed on calendar			
	Amendments			
	Substituted			
	Read the second time			
	Poad the third time			

Circled	
Uncircled	2
S.B. 29 APPROPRIATION FOR MOVING BOTANICAL GARDENS (J. Holmgren)	9
Read for the first time and referred to the President of the Senate	
Placed on calendar	
Amendments	4
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S.B. 30 SCHOOL ACTIVITIES REPORT (A. Myrin)	J
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S.B. 31 SALES TAX ON FOOD AMENDMENTS (S. Howell)	
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Placed on calendar	
Substituted	3
S.B. 32 REAL ESTATE RECOVERY FUND AMENDMENTS (L. Mansell) Read for the first time and referred to the President of the Senate	3
Assigned to standing committee	
Placed on calendar	
Read the second time	
Read the third time	
Transmitted to the House	t N
S.B. 33 — TASK FORCE REVIEWING FEDERAL FUNDING (R. Muhlestein)	
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S.B. 34 SALES TAX - EXEMPTION FOR HIGHER EDUCATION ATHLETIC EVENTS (L.	
Hillyard)	
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Assigned to standing committee	
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Uncircled	
Other	
S.B. 35 RECREATION AND TOURISM RESEARCH AND EXTENSION PROGRAM (L.	
Hillyard)	
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	SION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT	340
	MENDMENTS (S. Howell)	
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S.B. 37 OPEN	N SPACE NEAR STATE PRISON (R. Evans)	
R	Read for the first time and referred to the President of the Senate	6
Α	Assigned to standing committee	.1.5
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	Transmitted to the House	
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	CATION REQUIREMENTS OF ADOPTION ASSISTANCE (C. Taylor)	
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A	Assigned to standing committee	.1.5
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K	Read the third time	. 59
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	Read for the first time and referred to the President of the Senate	
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	Read the third time	
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	ER CONSERVANCY DISTRICTS TAXING AUTHORITY (M. Waddoups)	
7.D. 41 WAII	Read for the first time and referred to the President of the Senate	9
A	Assigned to standing committee	.27
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A	Amendments	.54
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	Read the second time	
	Read the third time	
	ERNMENTAL IMMUNITY – NOTICE OF CLAIM (M. Waddoups)	שט
ა.D. 4ა GUV. ნ	Read for the first time and referred to the President of the Senate	1/
Δ	Assigned to standing committee	27
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Read the second time	
Read the third time	
S.B. 44 — APPROPRIATION FOR A FACILITY FOR URBAN INDIAN PROGRAMS (<i>P. Suazo</i> , Read for the first time and referred to the President of the Senate)
Assigned to standing committee	1
S.B. 44 — APPROPRIATION FOR A SITE FOR URBAN INDIAN PROGRAMS (P. Suazo) Placed on calendar	9
S.B. 45 GANG AMENDMENTS (D. Buhler)	
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S.B. 46 URBAN AND COMMUNITY FORESTRY (R. Steiner)	_
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Read the second time	
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S.B. 47 RESEARCH TAX CREDIT (H. Nielson)	
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S.B. 48 PAY-PER-VIEW BOXING TAX (P. Suazo)	•
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S.B. 49 EMINENT DOMAIN VALUATION (P. Suazo)	_
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S.B. 50 PROPERTY TAXES-UNIFORM FEES AND CERTIFIED TAX RATE (G. Mantes) Read for the first time and referred to the President of the Senate	
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S.B. 53 MOTOR VEHICLE BUSINESS REGULATION (G. Mantes) Read for the first time and referred to the President of the Senate	7
S.B. 54 IMMUNITY FOR VOLUNTEERS (C. Taylor) Read for the first time and referred to the President of the Senate	8
S.B. 55 MUSIC LICENSING PRACTICES ACT (S. Howell) Read for the first time and referred to the President of the Senate	8
S.B. 56 BOW HUNTER CERTIFICATION <i>(M. Peterson)</i> Read for the first time and referred to the President of the Senate	8

S.B. 57 CONCEALED FIREARMS AMENDMENTS (<i>L. Beattie</i>) Read for the first time and referred to the President of the Senate
S.B. 58 STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS (<i>H. Stephenson</i>) Read for the first time and referred to the President of the Senate
S.B. 59 JUDICIAL NOMINATING PROCEDURE AMENDMENTS (<i>C. Taylor</i>) Read for the first time and referred to the President of the Senate
S.B. 60 MOTOR VEHICLE INSURANCE - LIABILITY ON RENTAL OR LOANED VEHICLE (<i>G. Mantes</i>) Read for the first time and referred to the President of the Senate
S.B. 61 — EMPLOYMENT OF OUT OF STATE CONTRACTORS AND EMPLOYEES (<i>E. Mayne</i>) Read for the first time and referred to the President of the Senate
S.B. 62 — DISTRICT COURT REVIEW OF TAX COMMISSION CASES (<i>H. Stephenson</i>) Read for the first time and referred to the President of the Senate
S.B. 63 DUI - SERIOUS BODILY INJURY (S. Howell) Read for the first time and referred to the President of the Senate
S.B. 64 BACKGROUND CHECK OF HOME HEALTH PROFESSIONALS (M. Waddoups) Read for the first time and referred to the President of the Senate
S.B. 65 EXPUNGEMENT OF CRIMINAL RECORD AMENDMENTS (P. Suazo) Read for the first time and referred to the President of the Senate
S.B. 66 PROCUREMENT CODE REQUIREMENT OF HEALTH CARE BENEFITS FOR CONTRACTORS (<i>E. Mayne</i>) Read for the first time and referred to the President of the Senate
S.B. 67 ELECTRIC RESTRUCTURING PROVISIONS (<i>L. Blackham</i>) Read for the first time and referred to the President of the Senate
S.B. 68 JUDICIARY AMENDMENTS (L. Hillyard) Read for the first time and referred to the President of the Senate. 263 Assigned to standing committee
S.B. 69 MATCHING FUNDS FOR HIGHWAYS <i>(S. Howell)</i> Read for the first time and referred to the President of the Senate
S.B. 70 JUDGMENT LIEN ON REAL PROPERTY (<i>L. Mansell</i>) Read for the first time and referred to the President of the Senate
S.B. 71 — SEVERANCE TAX LAW CHANGES (A. Myrin) Read for the first time and referred to the President of the Senate
S.B. 72 — BUDGET REVIEW TASK FORCE (M. Peterson) Read for the first time and referred to the President of the Senate
S.B. 73 BEER INDUSTRY DISTRIBUTION ACT (L. Blackham) Read for the first time and referred to the President of the Senate

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S.B. 77 MIDDLE SCHOOLS TASK FORCE (D. Steele) Read for the first time and referred to the President of the Senate. Assigned to standing committee Placed on calendar. Amendments	.3.7 95 231 23 229 232
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S.B.	82 MASTER DEEDS OF TRUST OR MORTGAGES (L. Hillyard) Read for the first time and referred to the President of the Senate. 26 Assigned to standing committee
S.B.	83 DIVISION OF PURCHASING AND GENERAL SERVICES AMENDMENTS (R. Evans) Read for the first time and referred to the President of the Senate
S.B.	84 STRATEGIC PLANNING ACT FOR EDUCATIONAL EXCELLENCE AMENDMENTS (L. Hillyard) 1.52 Assigned to standing committee 1.95 Read the second time 350 Read the third time 401 Transmitted to the House 401
S.B.	REAUTHORIZATION OF ADMINISTRATIVE RULES (H. Stephenson) Read for the first time and referred to the President of the Senate
S.B.	Read for the first time and referred to the President of the Senate. 27 Assigned to standing committee

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S.B. 87 ATTEMPTED PURCHASE OF TOBACCO BY CHILDI	REN (H. Stenhenson)
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e e	
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Dlaced on colondar	07
Dead the second time	
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S.B. 110	0 APPROPRIATION FOR OGDEN PARKWAY HIGHWAY UNDERPASS (R. Montgomery)
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CD 116	2 REGULATION OF YOUTH EMPLOYMENT (L. McAllister)
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S.B. 113	3 LOADED VEHICLES - EXEMPTION FOR FARM VEHICLES (J. Hull) Read for the first time and referred to the President of the Senate
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S.B. 116	6 PARENTAL RESPONSIBILITY FOR WRONGFUL CONDUCT OF A CHILD (P. Suazo)
	Read for the first time and referred to the President of the Senate
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S.B. 119 — MEDICAL PRACTICE AMENDMENTS (R. Montgomery)
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S.B. 121 LEGISLATIVE COMMITTEES (C. Peterson)
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S.B. 122 NEW JUDICIAL POSITIONS (L. Beattie)
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S.B. 131 AGE OF VICTIM FOR UNLAWFUL SEXUAL INTERCOURSE (L. McAllister) Read for the first time and referred to the President of the Senate
S.B. 132 — NOTICE ON CREATION OR MODIFICATION OF POLITICAL SUBDIVISIONS (R. Evans) Read for the first time and referred to the President of the Senate
S.B. 133 OPTIONAL FORMS OF COUNTY GOVERNMENT (R. Evans) Read for the first time and referred to the President of the Senate

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S.B. 144 CHANGES REGARDING EXISTING HAZARDOUS WASTE FACILITIES (L. Blackham)
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S.B. 145 CHILD SUPPORT AMENDMENTS (N. Tanner) Read for the first time and referred to the President of the Senate
S.B. 146 NURSING REGULATION - INTERSTATE COMPACT (C. Peterson) Read for the first time and referred to the President of the Senate
S.B. 147 MINING - SURETY AND RECLAMATION REQUIREMENTS (M. Dmitrich) Read for the first time and referred to the President of the Senate
S.B. 148 EVALUATION OF PROVISIONAL EDUCATORS (J. Hull) Read for the first time and referred to the President of the Senate
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S.B. 154 REPORTING ELECTED OFFICIAL FUNDS (E. Mayne) Read for the first time and referred to the President of the Senate
S.B. 155 INCOME TAX - EDUCATION TAX CREDIT (H. Stephenson) Read for the first time and referred to the President of the Senate
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S.B. 157 LIMITATION ON LIABILITY OF NONPROFIT CORPORATION VOLUNTEERS (S. Howell) Read for the first time and referred to the President of the Senate
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S.B. 1	188 — STATE OLYMPIC COORDINATION AMENDMENTS (A. Myrin) Read for the first time and referred to the President of the Senate
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S.B. 224 APPROPRIATION FOR TUACAHN FOUNDATION (L. Jones) Read for the first time and referred to the President of the Senate
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